

Calendar No. 289

108TH CONGRESS
1ST SESSION**S. 1451**

To reauthorize programs under the Runaway and Homeless Youth Act and the Missing Children's Assistance Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 24 (legislative day, JULY 21), 2003

Mr. HATCH (for himself and Mr. LEAHY) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

SEPTEMBER 25, 2003

Reported by Mr. HATCH, without amendment

A BILL

To reauthorize programs under the Runaway and Homeless Youth Act and the Missing Children's Assistance Act, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Runaway, Homeless,
5 and Missing Children Protection Act”.

1 **TITLE I—AMENDMENTS TO RUN-**
2 **AWAY AND HOMELESS YOUTH**
3 **ACT**

4 **SEC. 101. AMENDMENT TO FINDINGS.**

5 Section 302 of the Runaway and Homeless Youth Act
6 (42 U.S.C. 5701) is amended to read as follows:

7 **“SEC. 302. FINDINGS.**

8 “The Congress finds that—

9 “(1) youth who have become homeless or who
10 leave and remain away from home without parental
11 permission, are at risk of developing, and have a dis-
12 proportionate share of, serious health, behavioral,
13 and emotional problems because they lack sufficient
14 resources to obtain care and may live on the street
15 for extended periods thereby endangering themselves
16 and creating a substantial law enforcement problem
17 for communities in which they congregate;

18 “(2) many such young people, because of their
19 age and situation, are urgently in need of temporary
20 shelter and services, including services that are lin-
21 guistically appropriate and acknowledge the environ-
22 ment of youth seeking these services;

23 “(3) in view of the interstate nature of the
24 problem, it is the responsibility of the Federal Gov-
25 ernment to develop an accurate national reporting

1 system to report the problem, and to assist in the
 2 development of an effective system of care (including
 3 preventive and aftercare services, emergency shelter
 4 services, extended residential shelter, and street out-
 5 reach services) outside the welfare system and the
 6 law enforcement system;

7 “(4) to make a successful transition to adult-
 8 hood, runaway youth, homeless youth, and other
 9 street youth need opportunities to complete high
 10 school or earn a general equivalency degree, learn
 11 job skills, and obtain employment; and

12 “(5) improved coordination and collaboration
 13 between the Federal programs that serve runaway
 14 and homeless youth are necessary for the develop-
 15 ment of a long-term strategy for responding to the
 16 needs of this population.”.

17 **SEC. 102. GRANT PROGRAM CONFORMING AMENDMENT.**

18 The heading for part A of the Runaway and Home-
 19 less Youth Act (42 U.S.C. 5711 et seq.) is amended by
 20 striking “RUNAWAY AND HOMELESS YOUTH” and insert-
 21 ing “BASIC CENTER”.

22 **SEC. 103. GRANTS FOR SERVICES PROVIDED.**

23 Section 311(a)(2)(C) of the Runaway and Homeless
 24 Youth Act (42 U.S.C. 5711(a)(2)(C)) is amended—

25 (1) in clause (ii) by striking “and”;

1 (2) in clause (iii) by striking the period and in-
 2 serting “; and”; and

3 (3) after clause (iii) by inserting the following:

4 “(iv) at the request of runaway and
 5 homeless youth, testing for sexually trans-
 6 mitted diseases.”.

7 **SEC. 104. REPEAL OF OBSOLETE PROVISION RELATING TO**
 8 **CERTAIN ALLOTMENTS.**

9 Section 311(b) the Runaway and Homeless Youth
 10 Act (42 U.S.C. 5711(b)) is amended—

11 (1) in paragraph (2), by striking “Subject to
 12 paragraph (3), the” and inserting “The”;

13 (2) by striking paragraph (3); and

14 (3) by redesignating paragraph (4) as para-
 15 graph (3).

16 **SEC. 105. ELIGIBILITY PROVISION.**

17 Section 312(a) of the Runaway and Homeless Youth
 18 Act (42 U.S.C. 5712(a)) is amended by striking “juve-
 19 niles” each place it appears and inserting “youth”.

20 **SEC. 106. RECOGNITION OF STATE LAW RELATING TO CA-**
 21 **PACITY LIMITATION ON ELIGIBLE RUNAWAY**
 22 **AND HOMELESS YOUTH CENTERS.**

23 Section 312(b)(2)(A) of the Runaway and Homeless
 24 Youth Act (42 U.S.C. 5712(b)(2)(A)) is amended by in-
 25 serting after “youth” the following: “, except where the

1 applicant assures that the State where the center or locally
 2 controlled facility is located has a State or local law or
 3 regulation that requires a higher maximum to comply with
 4 licensure requirements for child and youth serving facili-
 5 ties”.

6 **SEC. 107. MATERNITY GROUP HOMES.**

7 (a) ELIGIBILITY.—Section 322(a)(1) of the Runaway
 8 and Homeless Youth Act (42 U.S.C. 5714–2(a)(1)) is
 9 amended—

10 (1) by inserting after “group homes,” the fol-
 11 lowing: “including maternity group homes,”; and

12 (2) by inserting after “use of credit,” the fol-
 13 lowing: “parenting skills (as appropriate),”.

14 (b) DEFINITION.—Section 322 of the Runaway and
 15 Homeless Youth Act (42 U.S.C. 5714–2) is amended by
 16 adding at the end the following new subsection:

17 “(c) DEFINITION.—In this part, the term ‘maternity
 18 group home’ means a community-based, adult-supervised
 19 transitional living arrangement that provides pregnant or
 20 parenting youth and their children with a supportive and
 21 supervised living arrangement in which such pregnant or
 22 parenting youth are required to learn parenting skills, in-
 23 cluding child development, family budgeting, health and
 24 nutrition, and other skills to promote their long-term eco-

1 nomic independence in order to ensure the well-being of
 2 their children.”.

3 **SEC. 108. LIMITED EXTENSION OF 540-DAY SHELTER ELIGI-**
 4 **BILITY PERIOD.**

5 Section 322(a)(2) of the Runaway and Homeless
 6 Youth Act (42 U.S.C. 5714–2(a)(2)) is amended by in-
 7 serting after “days” the following: “, except that a youth
 8 in a program under this part who is under the age of 18
 9 years on the last day of the 540-day period may, if other-
 10 wise qualified for the program, remain in the program
 11 until the earlier of the youth’s 18th birthday or the 180th
 12 day after the end of the 540-day period”.

13 **SEC. 109. PART A PLAN COORDINATION ASSURANCES.**

14 Section 312(b)(4)(B) of the Runaway and Homeless
 15 Youth Act (42 U.S.C. 5712(b)(4)(B)) is amended by strik-
 16 ing “personnel” and all that follows through the semicolon
 17 and inserting “McKinney-Vento school district liaisons,
 18 designated under section 722(g)(1)(J)(ii) of the McKin-
 19 ney-Vento Homeless Assistance Act (42 U.S.C.
 20 11432(g)(1)(J)(ii)), to assure that runaway and homeless
 21 youth are provided information about the educational serv-
 22 ices available to such youth under subtitle B of title VII
 23 of that Act;”.

1 **SEC. 110. PART B PLAN COORDINATION AGREEMENT.**

2 Section 322(a) of the Runaway and Homeless Youth
3 Act (42 U.S.C. 5714–2(a)) is amended—

4 (1) by striking “and” after the semicolon at the
5 end of paragraph (13);

6 (2) by striking the period at the end of para-
7 graph (14) and inserting “; and”; and

8 (3) by adding at the end the following new
9 paragraph:

10 “(15) to coordinate services with McKinney-
11 Vento school district liaisons, designated under sec-
12 tion 722(g)(1)(J)(ii) of the McKinney-Vento Home-
13 less Assistance Act (42 U.S.C. 11432(g)(1)(J)(ii)),
14 to assure that runaway and homeless youth are pro-
15 vided information about the educational services
16 available to such youth under subtitle B of title VII
17 of that Act.”.

18 **SEC. 111. PART B PLAN DEVELOPMENT.**

19 Section 322(a)(7) of the Runaway and Homeless
20 Youth Act (42 U.S.C. 5714–2(a)(7)) is amended to read
21 as follows:

22 “(7) to develop an adequate plan to ensure
23 proper referral of homeless youth to social service,
24 law enforcement, educational (including post-sec-
25 ondary education), vocational, training (including
26 services and programs for youth available under the

1 Workforce Investment Act of 1998), welfare (includ-
2 ing programs under the Personal Responsibility and
3 Work Opportunity Reconciliation Act of 1996), legal
4 service, and health care programs and to help inte-
5 grate and coordinate such services for youths;”.

6 **SEC. 112. COORDINATION OF PROGRAMS.**

7 Section 341 of the Runaway and Homeless Youth Act
8 (42 U.S.C. 5714–21) is amended—

9 (1) in paragraph (1), by striking “and” after
10 the semicolon at the end;

11 (2) in paragraph (2), by striking the period at
12 the end and inserting “; and”; and

13 (3) by adding at the end the following new
14 paragraph:

15 “(3) shall consult, as appropriate, the Secretary
16 of Housing and Urban Development to ensure co-
17 ordination of programs and services for homeless
18 youth.”.

19 **SEC. 113. CLARIFICATION OF GRANT AUTHORITY.**

20 Section 343(a) of the Runaway and Homeless Youth
21 Act (42 U.S.C. 5714–23(a)) is amended by inserting after
22 “service projects” the following: “regarding activities
23 under this title”.

1 **SEC. 114. TECHNICAL AMENDMENT RELATING TO DEM-**
 2 **ONSTRATION PROJECTS.**

3 The section heading of section 344 of the Runaway
 4 and Homeless Youth Act (42 U.S.C. 5714–24) is amended
 5 by striking “TEMPORARY”.

6 **SEC. 115. REPEAL OF OBSOLETE PROVISION RELATING TO**
 7 **STUDY.**

8 The Runaway and Homeless Youth Act (42 U.S.C.
 9 5701 et seq.) is amended by striking section 345 (42
 10 U.S.C. 5714–25).

11 **SEC. 116. AGE LIMIT FOR HOMELESS YOUTH.**

12 Section 387(3)(A)(i) of the Runaway and Homeless
 13 Youth Act (42 U.S.C. 5732a(3)(A)(i)) is amended by in-
 14 serting after “of age” the following: “, or, in the case of
 15 a youth seeking shelter in a center under part A, not more
 16 than 18 years of age”.

17 **SEC. 117. AUTHORIZATION OF APPROPRIATIONS.**

18 (a) OTHER THAN PART E.—Section 388(a)(1) of the
 19 Runaway and Homeless Youth Act (42 U.S.C.
 20 5751(a)(1)) is amended by striking “such sums as may
 21 be necessary for fiscal years 2000, 2001, 2002, and 2003”
 22 and inserting “\$105,000,000 for fiscal year 2004, and
 23 such sums as may be necessary for fiscal years 2005,
 24 2006, 2007, and 2008”.

25 (b) PART E.—Section 388(a)(4) of the Runaway and
 26 Homeless Youth Act (42 U.S.C. 5751(a)(4)) is amended

1 by striking “2000, 2001, 2002, and 2003” and inserting
 2 “2004, 2005, 2006, 2007, and 2008”.

3 (c) PART B ALLOCATION.—Section 388(a)(2)(B) of
 4 the Runaway and Homeless Youth Act (42 U.S.C.
 5 5751(a)(2)(B)) is amended by striking “not less than 20
 6 percent, and not more than 30 percent” and inserting “45
 7 percent and, in those fiscal years in which continuation
 8 grant obligations and the quality and number of appli-
 9 cants for parts A and B warrant not more than 55 per-
 10 cent”.

11 **SEC. 118. REPORT ON PROMISING STRATEGIES TO END**
 12 **YOUTH HOMELESSNESS.**

13 Not later than 2 years after the date of the enact-
 14 ment of this Act, the Secretary of Health and Human
 15 Services, in consultation with the United States Inter-
 16 agency Council on Homelessness, shall submit to the Con-
 17 gress a report on promising strategies to end youth home-
 18 lessness.

19 **SEC. 119. STUDY OF HOUSING SERVICES AND STRATEGIES.**

20 The Secretary of Health and Human Services shall
 21 conduct a study of programs funded under part B of the
 22 Runaway and Homeless Youth Act (42 U.S.C. 5714–1 et
 23 seq.) to report on long-term housing outcomes for youth
 24 after exiting the program. The study of any such program
 25 should provide information on housing services available

1 to youth upon exiting the program, including assistance
 2 in locating and retaining permanent housing and referrals
 3 to other residential programs. In addition, the study
 4 should identify housing models and placement strategies
 5 that prevent future episodes of homelessness.

6 **SEC. 120. RESTRICTION ON USE OF FUNDS.**

7 The Runaway and Homeless Youth Act (42 U.S.C.
 8 5701 et seq.) is amended by adding at the end the fol-
 9 lowing new section:

10 **“SEC. 389. RESTRICTION ON USE OF FUNDS.**

11 “(a) IN GENERAL.—None of the funds contained in
 12 this title may be used for any program of distributing ster-
 13 ile needles or syringes for the hypodermic injection of any
 14 illegal drug.

15 “(b) SEPARATE ACCOUNTING.—Any individual or en-
 16 tity who receives any funds contained in this title and who
 17 carries out any program described in subsection (a) shall
 18 account for all funds used for such program separately
 19 from any funds contained in this title.”.

20 **TITLE II—AMENDMENTS TO**
 21 **MISSING CHILDREN’S ASSIST-**
 22 **ANCE ACT**

23 **SEC. 201. AMENDMENT TO FINDINGS.**

24 Section 402 of the Missing Children’s Assistance Act
 25 (42 U.S.C. 5771) is amended to read as follows:

1 **“SEC. 402. FINDINGS.**

2 “The Congress finds that—

3 “(1) each year thousands of children are ab-
4 ducted or removed from the control of a parent hav-
5 ing legal custody without such parent’s consent,
6 under circumstances which immediately place the
7 child in grave danger;

8 “(2) many missing children are at great risk of
9 both physical harm and sexual exploitation;

10 “(3) in many cases, parents and local law en-
11 forcement officials have neither the resources nor
12 the expertise to mount expanded search efforts;

13 “(4) abducted children are frequently moved
14 from one locality to another, requiring the coopera-
15 tion and coordination of local, State, and Federal
16 law enforcement efforts;

17 “(5) the National Center for Missing and Ex-
18 ploited Children—

19 “(A) serves as the national resource center
20 and clearinghouse;

21 “(B) works in partnership with the De-
22 partment of Justice, the Federal Bureau of In-
23 vestigation, the Department of the Treasury,
24 the Department of State, and many other agen-
25 cies in the effort to find missing children and
26 prevent child victimization; and

1 “(C) operates a national and increasingly
2 worldwide network, linking the Center online
3 with each of the missing children clearinghouses
4 operated by the 50 States, the District of Co-
5 lumbia, and Puerto Rico, as well as with Scot-
6 land Yard in the United Kingdom, the Royal
7 Canadian Mounted Police, INTERPOL head-
8 quarters in Lyon, France, and others, which en-
9 able the Center to transmit images and infor-
10 mation regarding missing children to law en-
11 forcement across the United States and around
12 the world instantly.”.

13 **SEC. 202. AUTHORIZATION OF APPROPRIATIONS.**

14 (a) ANNUAL GRANT TO NATIONAL CENTER FOR
15 MISSING AND EXPLOITED CHILDREN.—Section 404(b)(2)
16 of the Missing Children’s Assistance Act (42 U.S.C.
17 5773(b)(2)) is amended by striking “2005” and inserting
18 “2008”.

19 (b) IN GENERAL.—Section 408(a) of the Missing
20 Children’s Assistance Act (42 U.S.C. 5777(a)) is amended
21 by striking “2005.” and inserting “2008”.

Calendar No. 289

108TH CONGRESS
1ST SESSION

S. 1451

A BILL

To reauthorize programs under the Runaway and Homeless Youth Act and the Missing Children's Assistance Act, and for other purposes.

SEPTEMBER 25, 2003

Reported without amendment